

LYNDON CITY COUNCIL
REGULAR MEETING MINUTES OF
MAY 7, 2012

The Lyndon City Council met in regular session on Monday, May 7, 2012, 7:30 p.m., at City Hall.

Members Present: Wayne Howard, Bill Patterson, Brandon Smith, Doug Watson
and Mayor Kay Jones

Others Present: Kim Newman, City Administrator
Barbara Schattak, City Clerk
Pat Walsh, City Attorney (7:59)
Darrel Manning, Chief of Police/Zoning Administrator
Robert Smith, Police Officer
Bill Caton
George Stutzman, Pride
Stephanie Watson, Osage County Economic Director
Bruce Boettcher, BG Consultants
Bill Walker
Darby Kneisler
Martin Price
Steve & Shelley Zerr
Wayne White, Osage County Herald-Chronicle

1. CALL TO ORDER: Mayor Jones called the meeting to order.
2. ROLL CALL: The City Clerk called roll of the city council; all members were present.
3. ADOPTION OF MINUTES OF PREVIOUS MEETING: A motion was made by Watson to approve the adjourned meeting minutes of April 16, 2012 as presented. Howard seconded the motion, which carried.

A motion was made by Patterson to approve the town hall special meeting minutes of April 21, 2012 as amended. Howard seconded the motion, which carried.

A motion was made by Howard to approve the special meeting minutes of April 21, 2012 as presented. Smith seconded the motion, which carried.

4. CORRESPONDENCE TO COUNCIL: Each council member received copies of a request from Steve Zerr requesting de-annexation of the Rockin Z Ridge from the city; the petition and consent to annexation for the Rockin Z Ridge as requested by the City Attorney and the March issue of the Kansas Government Journal.
5. CITIZEN'S STATEMENTS AND PETITIONS: Steve Zerr asked the council to consider his request for de-annexation so they can start working on their property. After some

discussion, Mayor Jones thanked Steve for his comments and informed him his request will be discussed later in the meeting.

6. PRESENTATIONS:

- a) BILL CATON, SENIOR HOUSING: Bill Caton reported he made a presentation to the Osage City Council regarding senior housing and does not know if they will be doing the project. The developer is proposing to purchase all of the 6.3 acres of Randy Kirkpatrick's annexed land and would like to donate a portion back to the City with the option of the City gifting it back to the development, should Phase #2 of the project become a reality. After some discussion, a motion was made by Howard to accept the offer of the donation of land with the option to give back within four years as set forth on the aerial. Patterson seconded the motion, which carried.
- b) GEORGE STUTZMAN, PRIDE: George Stutzman gave a presentation regarding the new Pride organization on what they have done so far and their plans for the future. It was noted Pride has a web page; www.LyndonKS.gov/Pride. He also announced the next Pride meeting is May 17, 2012 at 7:00 p.m. at City Hall and invited Council members and others to attend. The Pride organization is affiliated with the State and June 2, 2012 is Day of Pride in Osage County with a ceremony being held in Melvern.

7. UNFINISHED BUSINESS:

- a) INTERVIEWS OF LAST TWO COUNCIL CANDIDATES: Mayor Jones and the council interviewed the remaining potential candidates regarding their strengths and interest in being on the council.
- b) COUNCIL VACANCY APPOINTMENT: Mayor Jones recommended appointing Darby Kneisler to council. A motion was made by Smith to accept the appointment of Darby Kneisler to the unexpired vacant council position. Watson seconded the motion, which carried. It was noted the council position expires May of 2013.

Kneisler verbally resigned from the Planning & Zoning Commission after being appointed to council. A motion was made by Patterson to accept Kneisler's resignation from the Planning & Zoning Commission. Watson seconded the motion, which carried.

- c) UTILITY ORDINANCES: Council reviewed the draft ordinances for water and sewer. After some discussion, the matter was tabled to the next meeting for revisions.
- d) STORMWATER ORDINANCE: Council reviewed the draft ordinance and after some discussion, the matter was tabled to the next meeting.

8. NEW BUSINESS:

- a) APPOINTMENTS OF BOARD AND COMMISSIONS: Mayor Jones made the annual appointments. See attached. A motion was made by Patterson to accept the appointments. Smith seconded the motion, which carried.

A motion was made by Patterson for Watson to be Council President for 2012. Howard seconded the motion, which carried.

Staff was asked to advertise in the paper the vacant positions on the Planning and Zoning Commission and the Lyndon Tree Board.

- b) SAFE ROUTES TO SCHOOL RESOLUTION: Each member received a copy of Resolution 12-01 declaring the eligibility of the City of Lyndon, Kansas, to submit an application to the Kansas Department of Transportation for the use of Safe Routes to Schools Funds set forth by SAFETEA-LU for the Lyndon Safe Routes to School Project in the City of Lyndon, Kansas, and authorizing the mayor to sign this application. After some discussion, a motion was made by Kneisler to approve Resolution No. 12-01 and authorize Mayor Jones to sign the resolution on behalf of the council. Howard seconded the motion, which carried.
- c) ORDINANCE NO. 718 - SIDEWALK SALES EXCEPTION: The City Administrator requested an exception be granted to merchants to place merchandise on the sidewalks during the Farmer's Market. After some discussion, a motion was made by Watson to allow merchants to sell their items on the sidewalk on Monday evenings from May 14, 2012 through October 29, 2012 between the hours of 4:00 p.m. to 7:00 p.m. Patterson seconded the motion, which carried.
- d) ECONOMIC DEVELOPMENT COMMITTEE DISCUSSION: The City Administrator reported she has been approached by several individuals on what the City was going to do for economic development for the town. The City Administrator would like to create a committee as an advisory committee and work with Stephanie Watson, the Osage County Economic Director, who stated she would meet with the committee. After some discussion, it was the consensus of the council to have a seven member committee with two of the council members, Bill Patterson and Doug Watson, being on the committee. The City Administrator and the Zoning Administrator will be staff liaisons.

9. STAFF REPEORTS:

- a) POLICE: Each council member received a report of activity from the Police Department.
 - 1) SPEEDING REPORT: The Chief of Police gave council members information on radar signs which would show drivers how fast they are going. It was noted the cost for a single trailer unit would be \$5500. This unit could be taken to various locations in town to monitor traffic. After some discussion, the City Administrator will look into possible grants. The matter was tabled to the next meeting.
 - 2) NUISANCE ORDINANCE: Council members were given a copy of the courtesy letter the Chief of Police sent to landowners regarding tall weeds and grass, as well as a list of who received the notice.
- b) MAINTENANCE: None

c) CITY ADMINISTRATOR: None

10. COUNCIL COMMENTS: Patterson reported last year council had discussed extending the flower pots along 75 Highway. It was noted since the Valley View Greenhouse closed we have a different individual doing the flowers this year.

Watson stated regarding the sidewalk replacement program the City needs to come up with a plan; the City Administrator reported this will be one of the projects this summer.

Mayor Jones reported the Recycle Center has a trailer available for recycle items now when the building is closed.

11. EXECUTIVE SESSION: At 10:51 a motion was made by Patterson to recess to executive session for 15 minutes to discuss a matter of attorney-client privilege. Kneisler seconded the motion, which carried. The governing body reconvened at 11:06 p.m. No action was taken.
12. ADJOURNMENT: At 11:07 p.m. a motion was made by Kneisler to adjourn to Monday, May 21, 2012 at 7:30 p.m. Patterson seconded the motion, which carried.

A handwritten signature in cursive script, reading "Barbara Schattak".

Barbara Schattak
City Clerk